



STANDARDS OF APPRENTICESHIP
adopted by

**WASHINGTON STRUCTURAL METAL FABRICATORS'
APPRENTICESHIP COMMITTEE**

<u>Skilled Occupational Objective(s):</u>	<u>(sponsor)</u>	<u>DOT</u>	<u>Term</u>
STRUCTURAL STEEL & ORNAMENTAL METAL FABRICATORS		619.360-014	8000 HOURS



APPROVED BY
Washington State Apprenticeship and Training Council
REGISTERED WITH
Apprenticeship Section of Specialty Compliance Services Division
Washington State Department Labor and Industries
Post Office Box 44530
Olympia, Washington 98504-4530

APPROVAL:

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Initial Approval

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Committee Amended

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Standards Amended (review)

Standards Amended (administrative)

By: LAFRANK NEWELL
Chair of Council

By: PATRICK WOODS
Secretary of Council

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The Washington State Apprenticeship and Training Council (WSATC) has the authority to develop, administer, and enforce apprenticeship program standards (Standards) for the operation and success of an apprenticeship and training program in the State of Washington.

Apprenticeship programs and committees function, administer, or relinquish authority only with the consent of the WSATC and only apprentices registered with the supervisor or recognized under the terms and conditions of a reciprocal agreement will be recognized by the WSATC. Parties signatory to these Standards declare their purpose and policy is to establish and sponsor an organized system of registered apprenticeship training and education.

These Standards are in conformity and are to be used in conjunction with the Apprenticeship Rules, Chapter 296-05 WAC (Washington Administrative Code); Apprenticeship Act, Chapter 49.04 RCW (Revised Code of Washington); The National Apprenticeship Act, 29 U.S.C. (United States Code) 50; Apprenticeship Programs, Title 29 Part 29 CFR (Code of Federal Regulations); and Equal Employment Opportunity in Apprenticeship and Training, Title 29 Part 30 CFR which govern employment and training in apprenticeable occupations. They are part of this apprenticeship agreement and bind all signers to compliance with all provisions of registered apprenticeship. Additional information may need to be maintained by the program that is supplemental to these apprenticeship standards. This information is for purposes of ensuring compliance with decisions of the WSATC and the apprenticeship laws identified above.

If approved by the council, such amendment/s and such changes as adopted by the council shall be binding to all parties. Sponsors shall notify apprentices of changes as they are adopted by the council. If and when any part of these Standards becomes illegal, as pertains to federal and/or state law, that part and that part alone will become inoperative and null and void, and the Department of Labor and Industries (L&I) may adopt language that will conform to applicable law. The remainder of the Standards will remain in full force and effect.

See WAC 296-05-003 for the definitions necessary for use with these Standards.

The following Standards of apprenticeship for Structural Steel Fabricator in the Bridge and Structural Steel Fabricating Industry and for Ornamental Metal Fabricator in the Ornamental Bronze, Wire and Metal Specialty Fabricating Industry, approved by and registered with the Registration Agency, shall govern the training of apprentices in said industries in the State of Washington as prescribed by these Standards.

I. GEOGRAPHIC AREA COVERED:

The sponsor has no authority to conduct training outside of the geographical area covered by these Standards. The sponsor may enter into an agreement (portability agreements – see WAC 296-05-303(3)) with other apprenticeship committees for the use of apprentices by training agents that are working outside their approved geographic area. Also, if a reciprocity agreement (see WAC 296-05-327) is in place, the out-of-state sponsor may use their registered apprentices. The sponsor will ensure compliance with the provisions of any agreement recognized by the WSATC.

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The jurisdiction of these apprenticeship standards and of the apprenticeship committee shall extend over the entire State of Washington

II. MINIMUM QUALIFICATIONS:

Minimum qualifications must be clearly stated and applied in a nondiscriminatory manner (see WAC 296-05-316).

Age: **18 years of age.**

Education: **Shall have a high school or vocational school diploma or GED equivalent.**

Physical: **Must meet the physical ability to perform requirements of the trade.**

Testing: **none**

Other: **none**

III. CONDUCT OF PROGRAM UNDER WASHINGTON EQUAL EMPLOYMENT OPPORTUNITY PLAN:

Sponsors with five (5) or more apprentices must adopt an Equal Employment Opportunity (EEO) Plan and Selection Procedures (see Part D of Chapter 296-05 WAC and 29 CFR Part 30).

The recruitment, selection, employment and training of apprentices during their apprenticeship shall be without discrimination because of race, sex, color, religion, national origin, age, disability or as otherwise specified by law. The sponsor shall take positive action to provide equal opportunity in apprenticeship and will operate the apprenticeship program as required by the rules of the Washington State Apprenticeship and Training Council and Title 29, Part 30 of the Code of Federal Regulations. (WAC 296-05-316(3))

A. Selection Procedures:

- 1. The Washington Structural Metal Fabricators Apprenticeship Committee does not serve as a referral agency and persons desiring apprenticeship training under the Washington Structural Metal Fabricators Apprenticeship Committee shall make application to an employer approved by the Committee. (After meeting the minimum qualifications stated above, and becoming employed shall appear before the Apprenticeship Committee to be interviewed.) At the time of the interview he/she shall be informed of his/her obligation to abide by the Standards established for the trade. Upon acceptance of the applicant, the Apprenticeship Committee shall make an**

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evaluation as to his/her ability and place him/her in the program in the proper work experience and wage progression period and register the applicant to the Apprenticeship Committee.

2. The Apprenticeship Committee shall be responsible for obtaining signed Training Agent forms from all individual employers who hire apprentices that the employer will comply with the State of Washington approved standards. Training Agent forms are to be furnished by the Washington State Apprenticeship and Training Council, and these signed Agreements are to be forwarded to the Washington State Apprenticeship and Training Council.

B. Equal Employment Opportunity Plan:

1. Cooperate with school boards, community colleges, and vocational schools to develop programs, which prepare students for entrance into apprenticeship
2. Disseminate information, within shops or concerns, concerning equal opportunity policies of the program's sponsor(s).
3. Grant credit for previous trade experience or trade-related courses for all applicants equally.

Discrimination Complaints.

Any apprentice or applicant for apprenticeship who believes they have been discriminated against may file a complaint (WAC 296-05, Part D).

IV. **TERM OF APPRENTICESHIP:**

The minimum term of apprenticeship must not be less than 2000 hours or 12 months of work experience in each occupation identified in these Standards as apprenticeable. The term of apprenticeship must be stated in hours or months of employment.

The term of apprenticeship shall be 8000 hours of reasonably continuous employment, plus not less than 840 hours of related instruction.

V. **INITIAL PROBATIONARY PERIOD:**

All apprentices are subject to an initial probationary period, stated in hours or months of employment for which they receive full credit toward completion of apprenticeship. Advance credit/standing will not reduce the initial probationary period. The initial probationary period:

- Is the period following the apprentice's acceptance into the program and during which the apprentice's appeal rights are impaired. The initial probation must not exceed twenty percent (20%) of the term of apprenticeship unless an exemption

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by the WSATC has been granted for longer probationary periods as specified by Civil Service or law.

- Is the period that the WSATC or the supervisor of apprenticeship may terminate an apprenticeship agreement at the written request by any affected party. The sponsor or the apprentice of the apprenticeship agreement may terminate the agreement without a hearing or stated cause. An appeal process is available to apprentices who have completed the initial probationary period.

All apprentices employed in accordance with these Standards shall be subject to a probationary period for the first one thousand (1000) hours of employment as an apprentice.

VI. RATIO OF APPRENTICES TO JOURNEY LEVEL WORKERS:

Supervision is the necessary education, assistance, and control provided by a journey-level employee that is on the same job site at least seventy-five percent of each working day, unless otherwise approved by the WSATC. The sponsor will assure that apprentices are under the supervision of competent and qualified journey-level workers on the job who are responsible for the work being performed, to ensure safety and training in all phases of the work. Apprentices will work the same hours as journey-level workers, EXCEPT where such hours may interfere with related/supplemental instruction. (see WAC 296-05-316(5))

- A. Each shop which employs two or more journey level structural metal fabricators steadily may have one apprentice, and one additional apprentice for every three additional journey level structural metal fabricators steadily employed thereafter.**
- B. The term “structural metal fabricator” as used in these Standards shall include all persons engaged in fitting, laying out and/or template making who are receiving not less than the highest minimum rate established for such work operations in the present or subsequent labor agreements between employee representatives and employer representatives signatory hereto.**

VII. APPRENTICE WAGES AND WAGE PROGRESSION:

The apprentice will be paid a progressively increasing schedule of wages based on specified percentages of journey-level wage consistent with skills acquired. These may be indicated in hours or monthly periods set by the sponsor. The entry wage will not be less than the minimum wage prescribed by the Fair Labor Standards Act, where applicable, unless a higher wage is required by other applicable federal law, state law, respective regulations, or by collective bargaining agreement.

The sponsor may accelerate, by an evaluation process, the advancement of apprentices who demonstrate abilities and mastery of the occupation to the level for which they are

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qualified. When the apprentice is granted advanced standing the sponsor must notify the employer/training agent of the appropriate wage per the wage progression schedule specified in these Standards.

Structural steel fabricator apprentices shall have a starting rate of not less than sixty percent (60%) of the structural steel fabricators' minimum wage rate (as the term "structural steel fabricator" is defined in Section 6 of these Standards) and the following schedule of increase in rates shall apply, subject, however, to advancements being recommended by the Apprenticeship Committee.

Step	Number of hours/months	Percentage of journey-level rate
1	0000 – 1000 hours	60%
2	1001 – 2000 hours	65%
3	2001 – 3000 hours	70%
4	3001 – 4000 hours	75%
5	4001 – 5000 hours	80%
6	5001 – 6000 hours	85%
7	6001 – 7000 hours	90%
8	7001 – 8000 hours	95%

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VIII. WORK PROCESSES:

The apprentice shall receive on the job instruction and experience as is necessary to become a qualified journey-level worker versed in the theory and practice of the occupation covered by these Standards. The following is a condensed schedule of work experience, which every apprentice shall follow as closely as conditions will permit.

Employers/training agents shall only use registered apprentices to perform the work processes as stated in this section. (WAC 296-05-003 - Definitions)

The following work experience pertains to all apprentices:

<u>A. Structural and Ornamental Steel Fabricator:</u>	<u>APPROXIMATE HOURS</u>
1. Rigging and crane operating.....	500
2. Machine operating	1000
3. Burning and shrinking	500
4. Welding	1000
5. Fitting	1500
6. Layout	1000
7. Template making	500
8. Inspection.....	500
9. Jig design and fabrication	250
10. Related shop work.....	1250
TOTAL HOURS:	8000

***Includes, but is not limited to: Shipping and receiving, painting, tool room, parts, etc., as it pertains to the trade.**

It is anticipated that each firm will be able to exercise limited flexibility in assigning shop hours to accommodate their own special needs.

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IX. RELATED/SUPPLEMENTAL INSTRUCTION:

The apprentice must attend related/supplemental instruction. Time spent in related/supplemental instruction will not be considered as hours of work, and the apprentice is not to be paid for time so spent, unless otherwise stated in these Standards.

The sponsor/training agent must provide for instruction of the apprentice during the related/supplemental instruction in safe and healthful work practices in compliance with the Washington Industrial Safety and Health Act, and applicable federal and state regulations.

In case of failure on the part of any apprentice to fulfill this obligation, the sponsor has authority to take disciplinary action (see Administrative/Disciplinary Procedures section).

Clock hours of actual attendance by the apprentice in related/supplemental instruction classes at the community/technical college or other approved training locations shall be reported to L&I on a quarterly basis for verifying attendance and industrial insurance purposes.

For industrial insurance purposes, the WSATC will be considered as the employer should any apprentice, not being paid to attend, sustain an injury while participating in related/supplemental classroom activity, or other directly related activity outside the classroom. The activities must be at the direction of the instructor.

The methods of related/supplemental training must consist of one or more of the following:

- () Supervised field trips
- (X) Approved training seminars
- () A combination of home study and approved correspondence courses
- (X) State Community/Technical college
- () Private Technical/Vocational college
- (X) Training trust
- (X) Other (specify): **Must complete approved CPR and First Aid Classes, as well as O.S.H.A 10-hour safety course.**

210 Minimum RSI hours per year, (see WAC 296-05-305(5))

Additional Information:

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NONE

X. ADMINISTRATIVE/DISCIPLINARY PROCEDURES:

Sponsors may include in this section requirements and expectations of the apprentices and training agents and an explanation of disciplinary actions that may be imposed for noncompliance. The sponsor has the following disciplinary procedures that they may impose: Disciplinary Probation, Suspension, or Cancellation.

Disciplinary Probation: A time assessed when the apprentice's progress is not satisfactory. During this time the program sponsor may withhold periodic wage advancements, suspend or cancel the apprenticeship agreement, or take further disciplinary action. A disciplinary probation may only be assessed after the initial probation is completed. During the disciplinary probation, the apprentice has the right to file an appeal of the committee's action with the WSATC (as described in WAC 296-05-009).

Suspension: A suspension is a temporary interruption in progress of an individual's apprenticeship program that may result in the cancellation of the Apprenticeship Agreement. Could include temporarily not being allowed to work, go to school or take part in any activity related to the Apprenticeship Program until such time as the Apprenticeship Committee takes further action.

Cancellation: Refers to the termination of an apprenticeship agreement at the request of the apprentice, supervisor, or sponsor. (as described in WAC 296-05-009).

A. General Procedures

- 1. In case of failure on the part of any apprentice to fulfill their obligations as to school attendance, the Apprenticeship Committee, subject to review by the Washington State Apprenticeship and Training Council, shall have the authority to suspend or revoke his/her Agreement. The employer and the union agree to carry out the instructions of the Apprenticeship Committee in this respect. The apprentice agrees to abide by any such determination of the Apprenticeship Committee.**
- 2. One (1) unexcused absence during the school year shall result in a one month set back in the program, two unexcused absences during the school year shall result in a three month set back in the program. Three unexcused absences during the school year shall result in dismissal from the program..**
- 3. Excused absences may be allowed for:**
 - a. Illness or hospital, must be verified by doctor of apprentice.**
 - b. Shift work.**

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- c. Trips and/or vacations. By prior approval of the Apprenticeship Committee.
 - d. Death in immediate family.
4. If an apprentice fails to appear before the Apprenticeship Committee after due notice, disciplinary action may be invoked without a hearing.
 5. Apprentices shall read the above instructions and familiarize themselves with the contents. Apprentices are cautioned that the penalties are automatic and failure to read the regulations will not excuse them from being penalized.
 6. Upon signing the apprentice Agreement, the apprentice gives the school (community college or technical school) the right to make available all attendance reports and grade sheets to the Apprenticeship Committee.
 7. Overtime, if any, shall be credited on the term of apprenticeship on the basis of one-hour credit for each clock hour worked by the apprentices. The Apprenticeship Committee is authorized to extend said term (not to exceed 1000 hours) when, in its opinion, the apprentice fails to qualify as a competent structural steel fabricator or as a competent ornamental metal fabricator.
 8. The Apprenticeship Committee is also authorized to reduce the term of apprenticeship (not to exceed 2000 hours) when, in its opinion, the apprentice has shown unusual proficiency in manipulative skill and technical knowledge, or the Apprenticeship Committee may reduce the term of apprenticeship as provided for in Paragraph 9.
 9. Advanced credit will not be granted until after the six-month probationary period has been completed. Any loss of time during the period of apprenticeship shall be made up before an apprentice is eligible for advancement.
- B. Local Apprenticeship Committee Policies
- NONE
- C. Complaint and Appeal Procedures:
- All approved programs must establish procedures explaining the program's complaint review process. Complaints that involve matters covered by a collective bargaining agreement are not subject to the complaint review procedures in this section.
- Complaint (after initial probation completed) – WAC 296-05-009 and 296-05-316(21)

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Prior to: 20 days of intention of disciplinary action by a committee/organization

- Committee/organization must notify the apprentice in writing of action to be taken

- Must specify the reason(s) for discipline, suspension, or cancellation

- Decision will become effective immediately

- Written reason(s) for such action will be sent to the apprentice

Within: 30 days request for reconsideration from the committee

- Apprentice to request local committee to reconsider their action

Within: 30 days of apprentice's request for reconsideration

- Local committee/organization must provide written notification of their final decision

If apprentice chooses to pursue the complaint further:

Within: 30 days of final action

- Apprentice must submit the complaint in writing to the supervisor (L&I)
- Must describe the controversy and provide any backup information
- Apprentice must also provide this information to the local committee/organization

Within: 30 days for supervisor to complete investigation

- If no settlement is agreed upon during investigation, then supervisor must issue a written decision resolving the controversy when the investigation is concluded

If the apprentice or local committee/organization disputes supervisor decision:

Within: 30 days of supervisor's decision, request for WSATC hearing

- Request must be in writing
- Must specify reasons supporting the request
- Request and supporting documents must be given to all parties
- WSATC must conduct the hearing in conjunction with the regular quarterly meeting

Within: 30 days after hearing

- WSATC to issue written decision

XI. COMMITTEE – RESPONSIBILITIES AND COMPOSITION

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NOTE: The following is an overview of the requirements associated with administering an apprenticeship committee and/or program. These provisions are to be used with the corresponding RCW and/or WAC.

The sponsor is the policymaking and administrative body responsible for the operation and success of this apprenticeship program. A committee is responsible for the day-to-day operations of the apprenticeship program and they must be knowledgeable in the process of apprenticeship and/or the application of Chapter 49.04 RCW and Chapter 296-05 WAC. Sponsors must develop procedures for:

- A. Committee Operations (WAC 296-05-316): (Not applicable for Plant Programs)
Convene meetings at least three times per year of the program sponsor and apprenticeship committee attended by a quorum of committee members as defined in the approved Standards. If the committee does not indicate its definition of quorum, the interpretation will be "50% plus 1" of the approved committee members. Conference call meetings may be conducted in lieu of regular meetings but must not exceed the number of attended meetings and no disciplinary action can be taken during conference call meetings.
- B. Program Operations (Chapter 296-05 WAC - Part C & D):
1. The sponsor will record and maintain records pertaining to the local administration of the apprenticeship program and make them available to the WSATC or its representative on request.

Records required by WAC 296-05-400 through 455 (see Part D of Chapter 296-05 WAC) will be maintained for five (5) years; all other records will be maintained for three (3) years.

2. The sponsor will submit to L&I through the assigned state apprenticeship coordinator the following list:

Forms are available on line at <http://www.LNI.wa.gov/scs/apprenticeship> or from your assigned apprenticeship coordinator.

- Apprenticeship Agreement Card – within first 30 days of employment
- Authorization of Signature - as necessary
- Authorized Training Agent Agreements (committee approving or canceling) – within 30 days
- Apprenticeship Committee Meeting Minutes – within 30 days of meeting (not required for Plant program)
- Change of Status – within 30 days of action by committee, with copy of minutes
- Journey Level Wage – at least annually, or whenever changed
- Revision of Standards and/or Committee Composition - as necessary
- RSI (Quarterly) Reports:
1st quarter: January through March, by April 10

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2nd quarter: April through June, by July 10
3rd quarter: July through September, by October 10
4th quarter: October through December, by January 10

3. Adopt, as necessary, local program rules or policies to administer the apprenticeship program in compliance with these Standards that must be submitted for L&I approval and updating these Standards. The L&I apprenticeship program manager may administratively approve requests for revisions in the following areas of the Standards:
 - Program name
 - Section III: Conduct of Program Under Washington Equal Employment Opportunity Plan
 - Section VII: Apprentice Wages and Wage Progression
 - Section IX: Related/Supplemental Instruction
 - Section XI: Committee - Responsibilities and Composition (including opening statements)
 - Section XII: Subcommittees
 - Section XIII: Training Director/Coordinator

C. Management of Apprentices:

1. Each apprentice (and, if under 18 years of age, the parent or guardian) will sign an apprenticeship agreement with the sponsor, who will then register the agreement, with L&I before the apprentice attends the related/supplemental instruction classes, or within the first 30 days of employment as an apprentice. For the purposes of industrial insurance coverage and prevailing wage exemption under RCW 39.12.021, the effective date of registration will be the date the agreement is received by L&I.

L&I must be notified within 30 days of program approval, of all requests for disposition or modification of agreements, with a copy of the committee minutes approving the changes, which may be:

- Certificate of completion
 - Additional credit
 - Suspension (i.e. military service or other)
 - Reinstatement
 - Cancellation and/or
 - Corrections
2. Rotate apprentices in the various processes of the skilled occupation to ensure the apprentice is trained to be a competent journey-level worker.
 3. Periodically review and evaluate apprentices before advancement to the apprentice's next wage progression period. The evidence of such advancement will be the record of the apprentice's progress on the job and during related/supplemental instruction.

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4. The sponsor has the obligation and responsibility to provide, insofar as possible, continuous employment for all apprentices in the program. The sponsor may arrange to transfer an apprentice from one training agent to another, or to another sponsor when the sponsor is unable to provide reasonably continuous employment, or they are unable to provide apprentices the diversity of experience necessary for training and experience in the various work processes as stated in these Standards. The new sponsor or training agent will assume all the terms and conditions of these Standards. If, for any reason, a layoff of an apprentice occurs, the apprenticeship agreement will remain in effect unless canceled by the sponsor.
5. An apprentice who is unable to perform the on-the-job portion of apprenticeship training may, if the apprentice so requests and the sponsor approves, participate in related/supplemental instruction, subject to the apprentice obtaining and providing to the sponsor written requested document/s for such participation. However, time spent will not be applied toward the on-the-job portion of apprenticeship training.
6. Hear and adjust all complaints of violations of apprenticeship agreements.
7. Upon successful completion of apprenticeship, as provided in these Standards, and passing the examination that the sponsor may require, the sponsor will recommend that the WSATC award a Certificate of Completion of Apprenticeship. The program will make an official presentation to the apprentice that has successfully completed his/her term of apprenticeship.

D. Training Agent Management:

1. Offer training opportunities on an equal basis to all employers and apprentices. Grant equal treatment and opportunity for all apprentices through reasonable working and training conditions and apply those conditions to all apprentices uniformly. Provide training at a cost equivalent to that incurred by currently participating employers and apprentices. Not require an employer to sign a collective bargaining agreement as a condition of participation.
2. Determine the adequacy of an employer to furnish proper on-the-job training in accordance with the provisions of these Standards. Require all employers requesting approved training agent status to complete an approved training agent agreement and comply with all federal and state apprenticeship laws and the appropriate apprenticeship Standards.
3. Submit approved training agent agreements to the department with a copy of the agreement and/or the list of approved training agents within thirty days of committee approval. Submit rescinded approved training agent agreements and/or the list of approved training agents to the department within thirty days of said action.

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E. Composition of Committee: (see WAC 296-05-313)

Apprenticeship committees must be composed of an equal number of management and non-management representatives composed of at least four members but no more than twelve. If the committee does not indicate its definition of a quorum, the interpretation will be "50% plus 1" of the approved committee members.

Apprenticeship committees shall elect a chairperson and a secretary who shall be from opposite interest groups, i.e., chairperson-employers; secretary-employees, or vice versa; EXCEPT, this does not apply where the Registration Agency represents the apprentice(s).

For plant programs the WSATC or the department designee will act as the employee representative.

The Apprenticeship Committee approved to administer this program shall be composed of two members representing the employers and two members representing the employees, maintaining an equal representation of the employers and the employees. Members of the Committee shall be selected by the groups they represent. The term of office of Committee members shall be four years: The term of one employer representative and one union representative shall expire each year. The employers and the union may each select one alternate who may serve as a committee member from time to time in the absence of regular Committee members when requested to do so by the groups they represent maintaining at all times an equal representation of the employers and the union. The term of office for alternates shall be four (4) years. Vacancies shall be filled in the same manner the original selections were made and by the same group.

Quorum: **See Above**

Program type administered by the committee: **Group Joint**

The employer representatives shall be:

**Joe D'Amico
7421 Fifth Avenue South
Seattle, WA 98108**

**John Reed
7421 Fifth Avenue South
Seattle, WA 98108**

The employee representatives shall be:

**Alan Price, Secretary
Iron Workers Shopmen's Local 506
4550 S. 134th Place Suite 103
Tukwila, WA 98168**

**Steve Hennessey
6301 West Marginal SW
Seattle, WA 98106**

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XII. SUBCOMMITTEE:

Subcommittee(s) approved by L&I, represented equally from management and non-management, may also be established under these Standards, and are subject to the main committee. All actions of the subcommittee(s) must be approved by the main committee.

NONE

XIII. TRAINING DIRECTOR/COORDINATOR:

The sponsor may employ a person(s) as a full or part-time training coordinator(s)/training director(s). This person(s) will assume responsibilities and authority for the operation of the program as are delegated by the sponsor.

Lee J. Newgent, Coordinator
4550 S. 134th Place Suite 103
Tukwila, WA 98168
(206) 431-4383